



# STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

*Jim Gibbons, Governor*

*Allen Biaggi, Director*

*Leo M. Drozdoff, P.E., Administrator*

## Notice of Proposed Action

By the

State of Nevada

The Administrator of the Division of Environmental Protection gives notice that an application for a major modification of a Water Pollution Control Permit for the **Mill 5/6-Gold Quarry-James Creek Project**, a mining and beneficiation facility, has been properly filed with the Division of Environmental Protection in Carson City. The applicant for modification to Water Pollution Control Permit **NEV0090056** is:

**Newmont USA Limited  
dba Newmont Mining Corporation  
P.O. Box 669  
Carlin, Nevada 89822-0669**

The facility is located on public and private land in Eureka County, within Sections 1, 2, 3, 10, 11, 12, 13, 14, and 15, Township 33 North, Range 51 East; Sections 6 and 7, T33N, R52E; Sections 25, 26, and 36, T34N, R51E; Section 31, T34N, R 52E; Sections 2, 3, 10, 11, 13, and 24, T35N, R50E; and Sections 19, 29, and 30, T35N, R51E, Mount Diablo Baseline and Meridian, between 6 and 21 miles north of the town of Carlin.

The project is designed to extract gold and associated metals at a maximum permitted production rate of 14,500,000 tons of ore per year. The project facilities consist of large scale open pit and underground mining operations; cyanide heap leach pads, bio-leach pads, a conventional cyanide mill, and a refractory mill beneficiation facilities; solution and stormwater ponds; tailings storage facilities and waste rock storage facilities. Ancillary facilities to support the operations include, but are not limited to, production, dewatering, and monitoring wells; maintenance, storage, and administrative buildings; and associated ditches, pipelines, channels, roads, etc. The proposed **major modification** is for phased construction of the Mill 5/6 Tailings Storage Facility West Expansion. Facilities are required to be designed, constructed, operated and closed without any discharge or release in excess of those standards established in regulation except for meteorological events which exceed the design storm event. It is estimated the proposed facility expansion will disturb an additional 156 acres of public land and 222 acres of private land.

The Administrator is constrained to either issue the modified Water Pollution Control Permit or to deny the application. The Administrator has made the tentative decision to issue the modified permit.

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Persons wishing to comment upon the proposed Water Pollution Control Permit, to recommend terms and conditions for consideration of incorporation into the permit, or who request a public hearing pursuant to Nevada Administrative Code, NAC Chapter 445A, must submit their written comments, objections, or requests no later than 5:00 PM on the 30<sup>th</sup> day following the date of publication of this notice to:

**Division of Environmental Protection  
Bureau of Mining Regulation and Reclamation  
901 South Stewart Street, Suite 4001  
Carson City, Nevada 89701-5249**

All comments or objections received during the public notice period will be considered in the final determination regarding this Water Pollution Control Permit. If the Division determines written comments or requests indicate a significant degree of public interest in this matter, the Administrator shall schedule a public hearing in accordance with the requirements of NAC 445A.405.

The draft Water Pollution Control Permit and all application documents are on file at the Division and are available for public inspection and copying pursuant to NRS 445A.665. For more information, contact Miles Shaw on (775) 687-9409 or visit the BMRR website at <http://ndep.nv.gov/bmrr/bmrr01.htm>

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